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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

UNITED STATES OF AMERICA for the use of
NORTH STAR TERMINAL & STEVEDORE
COMPANY, d/b/a Northern Stevedoring &
Handling, and NORTH STAR TERMINAL &
STEVEDORE COMPANY, d/b/a Northern
Stevedoring & Handling, on its own behalf,

Plaintiffs,

and

UNITED STATES OF AMERICA for the use of
SHORESIDE PETROLEUM, INC., d/b/a Marathon
Fuel Services, and SHORESIDE PETROLEUM,
INC., d/b/a Marathon Fuel Services, on its own
behalf,

Intervening Plaintiffs,

and

METCO, INC.,

Intervening Plaintiff,

vs.

NUGGET CONSTRUCTION, INC.; SPENCER
ROCK PRODUCTS, INC.; UNITED STATES
FIDELITY AND GUARANTY COMPANY; and
ROBERT A. LAPORE,

Defendants.

Case No. 3:98-cv-009-TMB

**ERRATA TO DOCKET NO. 646
(NORTH STAR'S MOTION FOR
RECONSIDERATION OF ORDER
DISPOSING OF PARTIES' STATE
LAW SUMMARY JUDGMENT
MOTIONS)**

The Court and parties are hereby notified that citations supporting the statement "The

Alaska Supreme Court has held that causes of action in tort, including negligence can arise

Errata to Docket No. 646

North Star v. Nugget, et al., Case No. 3:98-cv-009-TMB

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independent of such contracts, and also from such contractual relationships.” appearing at the last page of North Star’s argument in the above-referenced memorandum. The following citations should be added to the end of that statement: “*See* Alaska cases listed at Docket No. 535 pp. 48-49 & *Mattingly v. Sheldon Jackson College*, 743 P.2d 356, 358-361 (Alaska 1987).”

Respectfully submitted at Anchorage, Alaska, on August 8, 2006.

s/ Michael W. Sewright
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CERTIFICATE OF SERVICE

I certify that on the August 8, 2006, a copy of the foregoing NORTH STAR’S MOTION FOR RECONSIDERATION was served electronically to Steven S. Shamburek, Esq., Traeger Machetanz, Esq., Paul D. Stockler, Herbert A. Viergutz, and C. Patrick Stoll, Esq.

s/ Michael W. Sewright